

COPY, J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GIGANTIC MARKETING, INC.,

Plaintiff,

v.

MARGEOTESFERTITTAPOWELL LLC
d/b/a WE ARE GIGANTIC,
NEIL POWELL, and MDC PARTNERS
INC.,*Defendants.*USDS SDNY
DOCUMENT
ELECTRONICALLY FILEDDOC #:
DATE FILED: FEB 05 2008

Case No. 07-CV-6400 (PAC) (RLE)

ECF Case

STIPULATION FOR VOLUNTARY DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, plaintiff Gigantic Marketing, Inc. ("Gigantic") and defendants MargeotesFertittaPowell LLC d/b/a We Are Gigantic, Neil Powell and MDC Partners Inc. (collectively "Defendants"), by and through their respective counsel, hereby file this Stipulation for Voluntary Dismissal With Prejudice in this action and state as follows:

1. Gigantic and Defendants have agreed to settle this action filed pursuant to a confidential settlement agreement.
2. Gigantic and Defendants have agreed that each of them shall bear its/his own attorney's fees and costs.

Respectfully submitted,

Date: 2/4/08

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Gigantic, Neil Powell and MDC Partners Inc.

So Ordered: 
Hon. Paul A. Crotty

Date: FEB 05 2008